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LEGISLATIVE COUNSEL'S DIGEST

AP 20: PERSONAL INCOME TAXES: CREDIT: CAREGIVERS.

THE PERSONAL INCOME TAX LAW ALLOWS FOR VARIOUS CREDITS AGAINST THE TAXES IMPOSED BY THAT LAW.

THIS MEASURE WOULD MEMORIALIZE THE LEGISLATURE AND THE GOVERNOR TO ENACT LEGISLATION THAT WOULD ALLOW, FOR AN ELIGIBLE CAREGIVER, A CREDIT AGAINST THE PERSONAL INCOME TAX IMPOSED FOR THE TAXABLE YEAR IN AN AMOUNT EQUAL TO 30 PERCENT OF THE QUALIFIED EXPENSES, AS DEFINED, PAID BY AN ELIGIBLE CAREGIVER TO THE EXTENT THAT THOSE EXPENSES EXCEED \$2,000.

VOTE: MAJORITY.

AP 20: RELATING TO TAXATION

WHEREAS, MANY CITIZENS ARE INFORMAL CAREGIVERS FOR FAMILY MEMBERS, LIVE IN THE HOME WITH A QUALIFIED CARE RECIPIENT, AND PROVIDE AN AVERAGE OF 21 HOURS PER WEEK PROVIDING CARE; AND

WHEREAS, UNPAID FAMILY CAREGIVERS ARE THE FORGOTTEN WORKFORCE OF THE LONG-TERM CARE SYSTEM. NEARLY SIX MILLION UNPAID CAREGIVERS, TYPICALLY FAMILY AND FRIENDS, PROVIDE LONG-TERM CARE IN CALIFORNIA, VALUED AT \$47 BILLION ANNUALLY; AND

WHEREAS, PROVIDING LONG-TERM CARE FOR FAMILY MEMBERS IS A SIGNIFICANT CHALLENGE FOR A LARGE NUMBER OF CALIFORNIA FAMILIES; AND

WHEREAS, TAX RELIEF HAS NOT BEEN AVAILABLE SPECIFICALLY FOR CALIFORNIA FAMILY CAREGIVERS SINCE 2004; AND

WHEREAS, S. 2759 AND H.R. 4708 HAVE BEEN INTRODUCED TO CREATE A WORKING FAMILY CAREGIVERS TAX CREDIT AT THE FEDERAL LEVEL; NOW, THEREFORE, BE IT

RESOLVED, BY THE SENIOR ASSEMBLY AND THE SENIOR SENATE, JOINTLY, THAT THE SENIOR LEGISLATURE OF THE STATE OF CALIFORNIA AT ITS 2016 REGULAR SESSION, A MAJORITY OF THE MEMBERS VOTING THEREFOR, HEREBY PROPOSES THAT A CREDIT IS ALLOWED FOR AN ELIGIBLE CAREGIVER AGAINST THE TAX IMPOSED FOR THE TAXABLE YEAR IN AN AMOUNT EQUAL TO 30 PERCENT OF THE QUALIFIED EXPENSES PAID BY AN ELIGIBLE CAREGIVER TO THE EXTENT THAT THOSE EXPENSES EXCEED \$2,000; AND BE IT FURTHER

RESOLVED, FOR THE PURPOSES OF THAT CREDIT: (A) "ELIGIBLE CAREGIVER" MEANS AN INDIVIDUAL WHO INCURS QUALIFIED EXPENSES IN

CONNECTION WITH PROVIDING CARE FOR A QUALIFIED CARE RECIPIENT AND HAS AN EARNED INCOME OF AT LEAST \$7,500, BUT NO MORE THAN \$250,000. (B) “QUALIFIED CARE RECIPIENT” MEANS THE SPOUSE OF THE ELIGIBLE CAREGIVER OR ANY OTHER PERSON WHO BEARS A RELATIONSHIP TO THE ELIGIBLE CAREGIVER AND HAS BEEN CERTIFIED BY A LICENSED HEALTH CARE PRACTITIONER AS AN INDIVIDUAL WITH LONG-TERM CARE NEEDS. (C) “QUALIFIED EXPENSES” MEANS EXPENDITURES FOR GOODS, SERVICES, AND SUPPORTS THAT ASSIST A QUALIFIED CARE RECIPIENT WITH ACCOMPLISHING ACTIVITIES OF DAILY LIVING AND INSTRUMENTAL ACTIVITIES OF DAILY LIVING; AND BE IT FURTHER

RESOLVED, THE CREDIT SHALL NOT EXCEED \$3,000; AND BE IT FURTHER

RESOLVED, THAT THE SENIOR LEGISLATURE OF THE STATE OF CALIFORNIA RESPECTFULLY MEMORIALIZES THE LEGISLATURE AND THE GOVERNOR OF THE STATE OF CALIFORNIA TO ENACT APPROPRIATE LEGISLATION THAT WOULD ADDRESS THE CONCERNS SET FORTH IN THIS MEASURE; AND BE IT FURTHER

RESOLVED, THAT A COPY OF THIS MEASURE BE TRANSMITTED TO THE SPEAKER OF THE ASSEMBLY, THE PRESIDENT PRO TEMPORE OF THE SENATE, AND THE GOVERNOR OF THE STATE OF CALIFORNIA.